

**FILED**

UNITED STATES DISTRICT COURT

FEB 19 2008

Northern

DISTRICT OF

California

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

UNITED STATES OF AMERICA

V.

WAIVER OF INDICTMENT

Hector Hernandez-Ortiz

CASE NUMBER: 07-70753-PVT

08-cr-00080 JF

I, Hector Hernandez-Ortiz, the above named defendant, who is accused of

violating Title 8, U.S.C. Sec. 1326, found in the United States After Removal,

being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on February 19, 2008 Date prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

Hector Hernandez Ortiz  
Defendant

Hector Hernandez-Ortiz

Manuel U. Araujo  
Counsel for Defendant

Manuel U. Araujo

Before

Daphnia V. Trumbl  
Judicial Officer